

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

RANDAL N. WIIDEMAN,  
 #22306

Plaintiff,

vs.

DAVID HOMAN, *et al.*,

Defendants.

3:10-cv-00496-LRH-RAM

**ORDER**

This is a prisoner civil rights action. Plaintiff is incarcerated at Ely State Prison (“ESP”) and has sued mailroom officer David Homan. Plaintiff alleges that defendant has refused to deliver mail that complies with prison regulations to plaintiff in retaliation for plaintiff filing suit in *Wiideman v. McDaniel, et al.*, 3:09-cv-00650-LRH-VPC.

Plaintiff’s allegations in this action directly relate to his claims in *Wiideman v. McDaniel*, which has already been consolidated pursuant to Fed. R. Civ. P. 42 with three other actions filed by plaintiff. (*See Wiideman v. McDaniel, et al.*, 3:09-cv-00650-LRH-VPC, docket #9). In fact, in the instant case, plaintiff refers to *Wiideman v. McDaniel* and to a state court case and maintains that all the cases are “to be moved for consolidation” with *Wiideman v. McDaniel*. In all these actions, plaintiff sets forth various claims that mail room personnel have refused to deliver incoming mail to plaintiff, process outgoing mail by plaintiff and otherwise interfere with plaintiff’s mail, thus they all include common questions of law or fact. In the interest of conserving the court’s and the parties’ resources, these related

1 claims must all be brought in the same action.

2 Accordingly, this action is dismissed. Plaintiff may, if he chooses, seek to amend his complaint  
3 in *Wiideman v. McDaniel, et al.*, 3:09-cv-00650-LRH-VPC to include all of his claims related to this  
4 alleged mail room dispute. Plaintiff is cautioned that any further separate actions he attempts to file  
5 alleging any related claims will be dismissed.

6 **IT IS THEREFORE ORDERED** that the Clerk of Court shall detach and **FILE** the complaint  
7 (docket #1-2).

8 **IT IS FURTHER ORDERED** that this action is **DISMISSED** with prejudice.

9 **IT IS FURTHER ORDERED** that the Clerk of Court **shall file** a copy of this order in  
10 WIIDEMAN V. MCDANIEL, ET AL., 3:09-cv-00650-LRH-VPC.

11 **IT IS FURTHER ORDERED** that the Clerk shall enter judgment accordingly and close this  
12 case.

13 DATED this 15th day of September, 2010.



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16 LARRY R. HICKS  
17 UNITED STATES DISTRICT JUDGE  
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